

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION**

MISCELLANEOUS PETITION NO.21 OF 2004

In the matter of inherent
jurisdiction of this Hon'ble
Court;

And

In the matter of Guardians
and Wards Act, 1890

Mr.Sohanlal Bohara ..Petitioner.

Mr.Rakesh Kumar i/b.M/s.Legal Vision for the
Petitioner.

**CORAM: S.U.KAMDAR, J.
DATED: 22nd DECEMBER, 2004**

P.C. :

By the present Petition, the Petitioners are seeking an order that the Petitioner be appointed as a guardian-ad-litem of the minor child. The Petitioner is the natural father. By further prayers in the Petition, the Petitioners are seeking disposal of flat bearing No.701, in 'B' Wing, Cosmos, Building No.5, situated at Thakur Village, Opposite Bhor Industries, Kandivali (East), Mumbai. The Petitioner is seeking that the sale proceeds thereof be permitted to be utilised for purchasing a new flat in the name of the minor being Flat No.203

situated on the 2nd Floor of 'B' Wing in the building known as Gundecha Garden.

2. I have perused the affidavit in support filed by the mother dated 21.12.2004. I am satisfied that the present transaction is in the interest of the minor child and, accordingly, the Petition is made absolute in terms of prayer clauses (a), (b), (c), (d) and (e).

3. However, the Petitioners are directed not to dispose of the said Flat bearing No.203 on the 2nd floor in the 'B' Wing of the building known as Gundecha Garden without the prior permission of this Court.

4. It is clarified that the minor, after attaining the age of majority shall be at liberty to make such an application as may be permissible in law.

Petition stands disposed of.

Certified copy expedited.